

**GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT**

School Education Dept., - Smt.Farida Banu, SGT working in un-aided post - Umar Arabic High School, Kurnool regularization of appointment as SGT in the un-aided with effect from 29.07.1997 – Orders – Issued.

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**EDUCATION (SE-PS.II) DEPARTMENT**

**G.O.Rt.No. 177**

**Dated:13/03/2009.**

**Read the following:-**

- 1) From the District Educational Office, Kurnool Lr.No. 160/B3/90, dated:07.03.1991.
- 2) From the District Educational Officer, Kurnool Lr.No. 160/B3/90, dated:15.5.1992.
- 3) G.O.Ms.No.301 Education Dated:15.9.1997.
- 4) Hon'ble High Court orders dated.02.04.2002 W.P.No.5889/ 1993.
- 5) Hon'ble High Court Orders dated:18.09.2002 W.P.No.1380/ 2000.
- 6) Hon'ble High Court Orders dated 31.01.2005 in W.A.No. 1206/2003 & 1210/2003.
- 7) Hon'ble High Court Orders dated 30.01.2006 W.A.M.P. No.1750/2005 & 2099/2005.

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**ORDER:**

The District Educational Officer, Kurnool has permitted the Management of Umar Arabic High School Kurnool to fill up the un-aided SGBT post with instructions to follow the Rule 15 of G.O.Ms.No.524 Education Dated 20.12.1988. The Management appointed Smt.Farida Banu, as SGT in Umar Arabic High School Kurnool without following Rule 15 of G.O.Ms.No.524 Education Dated 20.12.1988. The Rule 15 of the said G.O. says that the appointments of staff in all the schools shall be made by way of recruitment through authorized recruiting Agency. The District Educational Officer, Kurnool has rejected the proposals for appointment of Smt.Farida Banu as SGBT un-aided in Umar Arabic High School Kurnool. Against the orders of the District Educational Officer, Kurnool, the management as well as Smt.Farida Banu filed W.Ps No.5889/1993 & 1380/2000 in the Hon'ble High Court for absorbing her in the existing aided post.

2. The Hon'ble High Court in its orders dated 18.09.2002 in W.P.No.1380/2000 directed the respondent (DEO) to accord post facto approval with effect from 10.03.1991 for appointment of petitioner. There up on the respondent i.e., District Educational Officer, Kurnool filed W.A.No. 1206/2003 and 1210/2003 in the Hon'ble High Court. The Hon'ble High Court in its orders dated 31.01.2005 made the following :-

**“We have no hesitation to set aside the findings of the learned single judge. However, in view of the submissions made by the learned counsel appearing on behalf of the respondents herein that the services of Ms. Farida Banu have been regularized by the Commissioner of School Education, we deem it appropriate to grant liberty to the respondents herein to prefer statutory appeal before the appropriate appellate authority if they so desire within a period of four weeks from the date of receipt of a copy of this order. As and when such appeal is filed, the appellate authority is directed to dispose of the same within a period of 8 (eight) weeks thereafter. Till such time, the party respondent ie., Farida Banu shall be continued in the institution.**

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3. There upon the petitioner namely Smt.Farida Banu & Management of the School filed W.A.M.P.No.1750/2005 and revision 2099/2005. The Hon'ble High Court in its orders dated 30.01.2006 in review W.A.M.P.No.2099/2005 Dated 30.01.2006 made the following orders :-

**"No specific orders are passed by the competent authority in fact with regard to the said date nor there was any such request made by both the applicants. In the circumstances, it would suffice in the interest of justice to give an opportunity to the petitioners herein to present themselves before the authorities. The authorities are directed to consider the issue as to the date of giving effect of the minority status to the petitioners Institution and pass orders in accordance with law after giving notice and opportunity. It shall be open to both the petitioners to file any fresh applications along with any material in support thereof.**

4. Based on the above orders of Hon'ble High Court, Smt.Farida Banu, SGBT, Umar Arabic High School, Kurnool submitted application to Government to consider her request for appointment to the aided post of SGT as she got only six years of service on attainment of age of Superannuation.

5. The matter has been examined in greater detail with reference to the report of the Director of School Education, Hyderabad and with reference to connected records and found that though Smt.Farida Banu was irregularly appointed as SGBT in the un-aided post in Umar Arabic High School, Kurnool with effect from 11.03.1991 in violation of Rule 15 of G.O.Ms.No.524 Education Dated 20.12.1988 and since the school was granted Minority status with effect from 29.07.1997 and in view of the Judgments of the Division Bench Dated 31.01.2005 in W.A.No.1206/ 2003 and 1210/2003, Government hereby approve the appointment of Smt.Farida Banu, SGT in the un-aided post in the Umar Arabic High School, Kurnool with effect from 29.07.1997 mention terms of G.O.Ms.No.524 Education Dated 20.12.1988. from the date from which Minority status was given to Umar Arabic High School, Kurnool.

6. The Director of School Education, Hyderabad is requested to take action accordingly.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**K.R.KISHORE  
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Director of School Education, A.P., Hyderabad.

The Regional Joint Director of School Education, Kadapa.

The Director of Treasuries & Accounts, Hyderabad.

The District Treasury Officer, Kurnool.

The District Educational Officer, Kurnool.

Copy to:

Smt.Farida Banu, SGT Teacher, Umar Arabic High School, Kurnool through the District Educational Officer, Kurnool.

The Correspondent of Umar Arabic High School, Kurnool through the District Educational Officer, Kurnool.

**//FORWARDED BY ORDER //**

**SECTION OFFICER.**